

House Engrossed

**FILED**

**JANICE K. BREWER  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Forty-seventh Legislature  
Second Regular Session  
2006

**CHAPTER 277**

# **HOUSE BILL 2691**

AN ACT

AMENDING TITLE 28, CHAPTER 3, ARTICLE 16, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-955.04; RELATING TO COMMERCIAL VEHICLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 28, chapter 3, article 16, Arizona Revised Statutes,  
3 is amended by adding section 28-955.04, to read:

4 28-955.04. Exhaust system; visual inspection; requirements;  
5 civil penalty

6 A. A COMMERCIAL MOTOR VEHICLE THAT OPERATES IN THIS STATE SHALL HAVE  
7 AN EXHAUST SYSTEM THAT IS DETECTABLE BY A VISUAL INSPECTION AND THAT MEETS  
8 ALL OF THE FOLLOWING:

9 1. IS FREE FROM A DEFECT THAT ADVERSELY AFFECTS SOUND REDUCTION.

10 2. IS EQUIPPED WITH EITHER A MUFFLER OR OTHER NOISE DISSIPATIVE  
11 DEVICE.

12 3. IS NOT EQUIPPED WITH A CUTOUT, BYPASS OR SIMILAR DEVICE.

13 B. A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO A CIVIL PENALTY OF  
14 AT LEAST FIVE HUNDRED DOLLARS. IF THE PERSON SHOWS THE COURT THAT A MUFFLER  
15 HAS BEEN INSTALLED OR THE EXISTING MUFFLER HAS BEEN SERVICED TO COMPLY WITH  
16 SUBSECTION A, THE COURT MAY REDUCE OR WAIVE THE CIVIL PENALTY.

**APPROVED BY THE GOVERNOR MAY 16, 2006.**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 16, 2006.**